

REMARKS

The present communication responds to the Office communication of March 2, 2009, in which the Examiner subjected claims 1-20 to a restriction requirement.

Restriction and Election of Claims

In the outstanding Office Action, the Examiner indicated that the claims of the present application are directed to two distinct inventions grouped as follows:

Group I Claims 1-19, drawn to a process and apparatus for feedback control of nutritional supplements including tissue illumination for measurement

Group II Claim 20, drawn to an apparatus for tracking and distributing royalty payments inventions

Applicants hereby elect the invention of Group II (claim 20), without traverse. Claims 1-19 are withdrawn. Additionally, claims 21-28 are added. Applicants submit that new claims 21-28, which depend directly or indirectly from claim 20, are within the invention of Group II.

After the election, withdrawal, and amendment of the claims, claims 20-28 remain.

Conclusion

This application now stands in allowable form, and allowance of the claims is respectfully requested.

This response is being submitted on or before September 2, 2009, with the required fee for a five-month extension of time, making this a timely response. It is believed that no additional fees are due in connection with this filing. However, the Commissioner is authorized to charge any additional fees, including extension fees or other relief which may be required, or credit any overpayment and notify us of same, to Deposit Account No. 04-1420.

If a telephone conference would be helpful in resolving any remaining issues, please contact the undersigned at (612) 492-6692.

Respectfully submitted,

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Date: 9/2/09

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